IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3936 OF 2006

Brahmadev Dada Mane Sahakari
Bank Ltd. ..Petitioner
Vs.
1.Anil Ambadas Gaikwad and ors. ..Respondents

Mr. Surel S. Shah for petitioner.
Mr. Amit Borkar with Mr. V.V. Purvant for respondents.

CORAM: B.H. MARLAPALLE, J.

Date : July 17, 2006.

P.C.:

1. Heard Mr. Shah the learned counsel for the petitioner-Bank and Mr.Borkar the learned counsel for the respondents.

2. The order impugned and passed by the Divisional Joint Registrar on 11/5/2006 does not call for interference in as much as the Special Recovery Officer has been directed to pass a fresh order after hearing the parties and by taking into consideration the requirements of Section 60 of the C.P.C. However, the Recovery Officer will hear and pass the fresh order as expeditiously as possible and preferably within six weeks from today.

3. Save and except the above directions, the petition is rejected.

(B.H. Marlapalle,J.)